

10/10/2007

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS

**FILED**  
 JUN 23 2008  
 MICHAEL W. DOBBINS  
 CLERK, U.S. DISTRICT COURT

IN FORMA PAUPERIS APPLICATION  
AND  
FINANCIAL AFFIDAVIT

David E Smith  
 Plaintiff

v.

Publishers Clearing House  
 Defendant(s)

CASE NUMBER 1-08-CV-02413  
 JUDGE Robert M. New

Wherever ☐ is included, please place an X into whichever box applies. Wherever the answer to any question requires more information than the space that is provided, attach one or more pages that refer to each such question number and provide the additional information. Please PRINT:

I, David E Smith, declare that I am the ☒ plaintiff ☐ petitioner ☐ movant (other \_\_\_\_\_) in the above-entitled case. This affidavit constitutes my application ☐ to proceed without full prepayment of fees, or ☐ in support of my motion for appointment of counsel, or ☐ both. I also declare that I am unable to pay the costs of these proceedings, and that I am entitled to the relief sought in the complaint/petition/motion/appeal. In support of this petition/application/motion/appeal, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? ☐ Yes ☒ No (If "No," go to Question 2)  
 I.D. # \_\_\_\_\_ Name of prison or jail: A/N  
 Do you receive any payment from the institution? ☐ Yes ☐ No Monthly amount: \_\_\_\_\_
2. Are you currently employed? ☐ Yes ☒ No  
 Monthly salary or wages: A/N  
 Name and address of employer: A/N
  - a. If the answer is "No":  
 Date of last employment: July 1, 2006  
 Monthly salary or wages: 2000 per month  
 Name and address of last employer: City of Chicago
  - b. Are you married? ☒ Yes ☐ No  
 Spouse's monthly salary or wages: None  
 Name and address of employer: None
3. Apart from your income stated above in response to Question 2, in the past twelve months have you or anyone else living at the same residence received more than \$200 from any of the following sources? ~~Mark an X in either "Yes" or "No", and then check all that apply in each category.~~
  - a. Salary or wages  
 Amount A/N Received by A/N ☐ Yes ☒ No

- b. ☐ Business, ☐ profession or ☐ other self-employment ☐ Yes ☒ No  
Amount AN Received by AN
- c. ☐ Rent payments, ☐ interest or ☐ dividends ☐ Yes ☒ No  
Amount AN Received by AN
- d. ☒ Pensions, ☒ social security, ☐ annuities, ☐ life insurance, ☐ disability, ☐ workers' compensation, ☐ unemployment, ☐ welfare, ☐ alimony or maintenance or ☐ child support ☐ Yes ☒ No  
Amount 2900 Received by AN
- e. ☐ Gifts or ☐ inheritances ☐ Yes ☒ No  
Amount NONE Received by AN
- f. ☐ Any other sources (state source: \_\_\_\_\_) ☐ Yes ☐ No  
Amount \_\_\_\_\_ Received by \_\_\_\_\_
4. Do you or anyone else living at the same residence have more than \$200 in cash or checking or savings accounts? ☐ Yes ☐ No Total amount: \_\_\_\_\_  
In whose name held: AN Relationship to you: AN
5. Do you or anyone else living at the same residence own any stocks, bonds, securities or other financial instruments? ☒ Yes ☐ No  
Property: GENUINE LIFE Current Value: 100 - THOUSAND  
In whose name held: WIFE Relationship to you: WIFE  
LEONIL A SMITH
6. Do you or anyone else living at the same residence own any real estate (houses, apartments, condominiums, cooperatives, two-flats, three-flats, etc.)? ☐ Yes ☐ No  
Address of property: NONE  
Type of property: NONE Current value: AN  
In whose name held: NONE Relationship to you: AN  
Amount of monthly mortgage or loan payments: AN  
Name of person making payments: AN
7. Do you or anyone else living at the same residence own any automobiles, boats, trailers, mobile homes or other items of personal property with a current market value of more than \$1000? ☐ Yes ☒ No  
Property: AN  
Current value: AN  
In whose name held: AN Relationship to you: AN
8. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute monthly to their support. If none, check here ☐ No dependents  
LEONIL A SMITH WIFE  
JOHNNIE M GENTRY

I declare under penalty of perjury that the above information is true and correct. I understand that pursuant to 28 U.S.C. § 1915(e)(2)(A), the court shall dismiss this case at any time if the court determines that my allegation of poverty is untrue.

Date: 6/23/08

David E. Smith  
Signature of Applicant

DAVID E. SMITH  
(Print Name)

**NOTICE TO PRISONERS:** A prisoner must also attach a statement certified by the appropriate institutional officer or officers showing all receipts, expenditures and balances during the last six months in the prisoner's prison or jail trust fund accounts. Because the law requires information as to such accounts covering a full six months before you have filed your lawsuit, you must attach a sheet covering transactions in your own account--prepared by each institution where you have been in custody during that six-month period--and you must also have the Certificate below completed by an authorized officer at each institution.

#### CERTIFICATE

(Incarcerated applicants only)

(To be completed by the institution of incarceration)

I certify that the applicant named herein, \_\_\_\_\_, I.D.# \_\_\_\_\_, has the sum of \$ \_\_\_\_\_ on account to his/her credit at (name of institution) \_\_\_\_\_.

I further certify that the applicant has the following securities to his/her credit: \_\_\_\_\_. I further certify that during the past six months the applicant's average monthly deposit was \$ \_\_\_\_\_.

(Add all deposits from all sources and then divide by number of months).

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE OF AUTHORIZED OFFICER

\_\_\_\_\_  
(Print name)